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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**  
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9 SHERYL MOULTON, individually and on  
10 behalf of all others similarly situated,

11 Plaintiffs,

12 v.

13 EUGENE BURGER MANAGEMENT  
14 CORPORATION, a California Corporation;  
15 EUGENE J. BURGER; KEVIN BERG;  
16 KAREN BRIGG; PHIL FRINK &  
17 ASSOCIATES, INC.; PHILLIP E. FRINK;  
18 GAYLE A. KERN, LTD; GAYLE A. KERN;  
19 ULLA CHRISTENSEN, both as individual  
20 and Lakeside Plaza Board Director; DANIEL  
21 JOSEPH, both as individual and Lakeside  
22 Plaza Board Director; FRANK A. PERAU,  
23 both as individual and Lakeside Plaza Board  
24 Director; RICH SVIHLA, both as individual  
25 and Lakeside Plaza Board Director;  
26 LAKESIDE PLAZA CONDOMINIUM  
27 ASSOCIATION; and DOES 1-500,

28 Defendants.

3:08-cv-00176-RCJ-RAM

**ORDER**

23 Currently before the Court is a Request for Entry of Judgment (#130) filed by Defendant  
24 Gayle A. Kern, Ltd. ("Kern") on July 12, 2010. Plaintiff did not file an opposition.

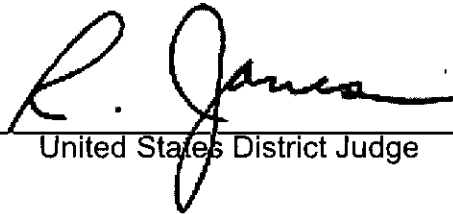
25 Under Local Rule 7-2(d), "[t]he failure of an opposing party to file points and authorities  
26 in response to any motion shall constitute a consent to the granting of the motion."

27 On April 30, 2010, the Court entered an Order (#126) dismissing the claims asserted  
28 against Kern. On May 3, 2010, Judgment (#127) was entered and costs were taxed in the  
amount of \$1,130.78. Kern now requests the Court to enter judgment in favor of Kern and

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2 against Plaintiff in the amount of \$1,130.78, plus interest. As noted, Plaintiff has filed no  
3 objection.

4 The Court has fully considered Kern's Request and based on the foregoing, it is hereby  
5 ORDERED that Defendant Gayle A. Kern, Ltd.'s Request for Entry of Judgment (#130) is  
6 GRANTED. The Clerk of the Court shall enter judgment accordingly.

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8 Dated this 29<sup>th</sup> day of November, 2010.

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12 United States District Judge  
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